THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No.15467 of 2006

Dated: 1.9.2006

Between
Katta Sujatha

..Petitioner

and

1.The State Election Commission,
Budhapurnima Bhavan, Secunderabad
Rep., by its Secretary and others.

…Respondents.

THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No.15467 of 2006

ORDER:

This writ petition is filed seeking a writ of Certiorari to call for the records setting aside the orders of the Returning Officer in Rc.No.1/20006 dated 20.07.2006 of Peddakorukondi Gram Panchayat, Kallur Mandal, Khammam District and the proceedings of the Revenue Divisional Officer, Khammam, in Rc.No.DT-1/1313/06/Klr-1, dated 22.7.2006, and consequently, direct the respondents to accept the nomination of the petitioner for the post of Sarpanch by holding the elections to the post of Sarpanch, Peddakorunkondi Gram Panchayat, Kallur Mandal, Khammam District.

Several factual details had been narrated in paras 2 to 5 of the affidavit, filed in support of the writ petiton. It is needless to say that as far as these aspects are concerned, they have to be gone into by the Election Tribunal, in the event, the petitioner chooses to file an election

petition. Hence, liberty is given to the petitioner to approach appropriate Election Tribunal regarding this aspect of the matter.

However, the learned counsel for the petitioner would submit that as far as certain other aspects are concerned relating to which, the Station House Officer may have to initiate appropriate action, the relevant portions had been pointed out by him.

In the peculiar facts and circumstances of the case, opportunity is given to the petitioner to file appropriate writ petition, if the petitioner is so advised, in relation to the inaction on the part of 4th and 5th respondents in relation to the elections, which may fall within their purview.

Giving such liberty, the writ petiton is disposed of. No costs.

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01.09.2006

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